THE HON'BLE SRI JUSTICE C.V. RAMULU

WRIT PETITION No.19707 OF 2005

ORDER:

This Writ Petition is directed against the proceedings issued by the Vice Chairman & Managing Director, Girijan Co-operative Corporation Limited, Visakhapatnam dated 17.8.2005 wherein responsibility was fixed on the petitioner as to inadmissible deficits to an extent of Rs.1,10,872. 95 ps. and the same was sought to be recovered from him.

On a perusal of the impugned proceedings it is clear that before issuing the same the petitioner was not put on notice nor any explanation was called for.

Learned counsel for the respondents fairly conceded that the impugned proceedings may be treated as show cause notice and the petitioner may be permitted to submit his explanation.

In view of the same, without expressing any opinion on merits, the Writ Petition is disposed of directing the respondents to treat the impugned proceedings dated 17.8.2005 as show cause notice and the petitioner is permitted to submit his explanation to the 1st respondent within a period of 15 days from the date of receipt of a copy of this order. Thereafter, the respondents are at liberty to consider the explanation of the petitioner and pass appropriate orders after giving the petitioner an opportunity of being heard, if necessary.

The Writ Petition is accordingly disposed of. No costs.

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C.V. RAMULU, J.

21st September, 2005.

Kgr